

## Compliance Assessment Results for COMMISSION DELEGATED REGULATION (EU) No 886/2013

supplementing Directive 2010/40/EU of the European Parliament and of the Council with regard to data and procedures for the provision, where possible, of road safety-related minimum universal traffic information free of charge to users

<b>Compliance Assessment Officer</b>	
<b>Name</b>	
<b>National Body</b>	
<b>Assessed Organisation</b>	
<b>Assessed Dataset</b>	

Request of the service or check of the service on a busy day of traffic, on which an increased volume of reports is to be expected!  
(Rain/start of school/start of holidays/before long weekends)

Article	Compliant / Compliant with exceptions / Non-compliant / N/A (not applicable)	Comments on the degree of compliance	Information has been obtained from (e.g. SD-form, AD-form, ...)
<b>Article 3 List of road-safety related events or conditions</b>			
The events or conditions covered by the road safety-related minimum universal traffic information service shall consist of at least one of the following categories: (a) temporary slippery road; (b) animal, people, obstacles, debris on the road; (c) unprotected accident area; (d) short-term road works; (e) reduced visibility; (f) wrong-way driver; (g) unmanaged blockage of a road; (h) exceptional weather conditions.			
<b>Article 4 Information content</b>			
I. The information provided on the road safety-related events or conditions shall include the following items: (a) location of the event or the condition; (b) the category of event or condition as referred to in Article 3 and, where appropriate, short description of it;			

(c) driving behaviour advice, where appropriate.			
2. The information shall be withdrawn if the event or condition cease to subsist, or shall be modified if there is a change in the event or condition.			
<b>Article 5 Provision of the information service</b>			
<p>1. Member States shall designate sections of the trans-European road network where traffic and safety conditions require the deployment of the road safety-related minimum universal traffic information service. They shall communicate these sections of roads to the Commission.</p> <p>2. The provision of the information service shall fulfil the requirements set out in Articles 6 to 8.</p>			
<b>Article 6 Detection of events or conditions and collection of data</b>			
<p>For the sole purposes of providing the information service, public and private road operators and/or service providers shall set up or use the means to detect events or identify conditions, and shall collect the relevant road safety-related traffic data.</p> <p>The deployment of these means shall comply with the conditions and requirements set out in national law.</p>	<p><b>ITS Directive:</b>          Article 10: Rules on privacy, security and re-use of information - Processing of personal data; PSI Directive (see Article 7, (3)c) for public bodies!          Article 11: Rules on liability          Annex II: Principles for specifications and deployment of ITS</p>		
<b>Article 7 Availability, exchange and reuse of data</b>			
<p>1. Public and/or private road operators and/or service providers shall share and exchange the data they collect pursuant to Article 6. For that purpose, they shall make these data available in the DATEX II (CEN/TS 16157) format or any fully compatible and interoperable with DATEX II machine-readable format through an access point.</p>			
<p>2. Member States shall manage a national access point to the data referred to in paragraph 1, which regroups the access points established by public and/or private road operators and/or service providers operating on their territory.</p>			
<p>3. These data shall be accessible for exchange and reuse by any user of road safety-related minimum universal traffic information:</p>			
(a) on a non-discriminatory basis;			
(b) within the Union irrespective of the Member State of establishment;			
(c) in accordance with access rights and procedures defined in Directive 2003/98/EC;	<p><b>Directive (EU) 2019/1024: PSI Directive: Re-use of public sector information</b>          States the following:</p> <ul style="list-style-type: none"> <li>• Article 4 (1): Adherence to a reasonable time limit for processing re-use requests, (2) maximum 20 working days; with possibility of extension to another 20 working days (Notification deadline!); Exceptions(!)</li> <li>• Article 5 (1): Provision in all available formats and languages;</li> </ul>		

	<ul style="list-style-type: none"> <li>Article 6 (5): Where charges are made, the total income from supplying and allowing re-use of documents shall not exceed the cost of collection, production, reproduction and dissemination, together with a reasonable return on investment.</li> <li>Article 7 (1): Any applicable conditions and standard charges for the re-use of documents held by public sector bodies shall be pre-established and published, through electronic means where possible and appropriate.</li> <li>Article 8 (1): Re-use without conditions or through a licence, (2) standard licences;</li> <li>Article 11: Prohibition of exclusive arrangements</li> </ul>		
(d) within a timeframe that ensures the timely provision of the information service;			
(e) through the national access point.			
4. Public and private road operators and service providers shall ensure the timely renewal and quality of data made available through their access point.			
<b>Article 8 Dissemination of information</b>			
1. Public road operators, service providers and broadcasters dedicated to traffic information shall provide road safety-related minimum universal traffic information to end users prior to the provision of any other non-safety-related traffic information.			
2. The information service shall fulfil the following conditions: (a) it shall be provided in such a way as to ensure the widest reach of end users concerned by the given event or condition referred to in Article 3;			
(b) it shall be made available by public and/or private road operators and/or service providers and/or broadcasters dedicated to traffic information, where possible free of charge to end users.			
3. Public and private road operators and service providers shall collaborate to harmonise the presentation of the content of the information provided to end users. They shall inform end users of the existence of the information service and its coverage.			
<b>Article 9 Assessment of compliance with requirements</b>			
1. Member States shall designate an impartial and independent national body competent to assess whether the requirements set out in Articles 3 to 8 are fulfilled by public and private road operators and service providers and broadcasters dedicated to traffic information. Two or more Member States may designate a common body competent to assess compliance with these requirements on their territories. Member States shall notify the national bodies to the Commission			

<p>2. Public and private road operators, service providers and broadcasters dedicated to traffic information shall provide the designated national bodies with their identification details and a description of the information service they provide, and submit a declaration of compliance with the requirements set out in Articles 3 to 8.</p>			
<p>The declaration shall contain the following elements, where applicable:</p> <p>(a) the road safety-related categories covered and the road network coverage of the information service;</p>			
<p>(b) information on their access point to road safety-related traffic data and its conditions of use;</p>			
<p>(c) the format of the road safety-related traffic data accessible through their access point;</p>			
<p>(d) the means of dissemination of the information service to end users.</p>			
<p>Public and private road operators, service providers and broadcasters dedicated to traffic information shall immediately update their declarations of compliance following any change in the provision of their service.</p>			